

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Giordano, et al.	Art Unit :	3692
Serial No. :	09/224,027	Examiner :	Frantzy Poinvil
Filed :	December 31, 1998	Confirmation No.:	4204
		Notice of Allowance Date:	June 30, 2009
Title :	DISPENSING SYSTEM AND METHOD WITH RADIO FREQUENCY CUSTOMER IDENTIFICATION		

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF ALLOWANCE

In response to the Notice of Allowance mailed June 30, 2009, enclosed is a completed issue fee transmittal form PTOL-85b.

Pursuant to 37 C.F.R. § 1.104, Applicant respectfully issues a statement commenting on the Examiner's reasons for allowance. Applicant respectfully disagrees with the Examiner's reason for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Further, Applicant does not admit to any characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

All fees are being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply all charges or credits to Deposit Account No. 06-1050.

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I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: September 30, 2009

Applicant : Giordano, et al.
Serial No. : 09/224,027
Filed : December 31, 1998
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Attorney's Docket No.: 15828-0178001 / PE-95-013

Respectfully submitted,

Date: September 30, 2009

/P. Weston Musselman, Jr./

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PART B – FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail**

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26231 7590 06/30/2009

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

**FISH & RICHARDSON P.C.
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Minneapolis, MN 55440-1022**

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/224,027	12/31/1998	Joseph August Giordano	15828-0178001	4204

TITLE OF INVENTION: **DISPENSING SYSTEM AND METHOD WITH RADIO FREQUENCY CUSTOMER IDENTIFICATION**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$1510	09/30/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
POINVIL, FRANTZY	3696	705-02300

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE (CITY AND STATE OR COUNTRY)

Dresser, Inc.; ExxonMobil Oil Corporation; Texas Instruments Incorporated

Addison, TX; Fairfax, VA; Dallas, TX

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
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- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-1050 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☒ Ja. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ Jb. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) and to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered agent or, the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature) P. Weston Musselman, Jr./

(Date) September 30, 2009

Typed or Printed Name P. Weston Musselman, Jr.

Registration No. 31,644

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